

1 COOLEY GODWARD KRONISH LLP
 2 JOHN C. DWYER (136533) (dwyerjc@cooley.com)
 3 GRANT P. FONDO (181530) (gfondo@cooley.com)
 4 JAMES M. PENNING (229727) (jpenning@cooley.com)
 5 Five Palo Alto Square
 6 3000 El Camino Real
 7 Palo Alto, CA 94306
 8 Telephone: (650) 843-5000
 9 Facsimile: (650) 857-0663

10 Attorneys for Nominal Defendant
 11 BROCADE COMMUNICATIONS SYSTEMS, INC.

12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

MARY E. BARBOUR AS TRUSTEE FOR
 THE MARY E. BARBOUR FAMILY
 TRUST ONE, Derivatively On Behalf of
 BROCADE COMMUNICATIONS
 SYSTEMS, INC.,

Plaintiff,

vs.

GREGORY L. REYES, DAVID L. HOUSE,
 MICHAEL KLAYKO, RICHARD
 DERANLEAU, KUMAR MALAVALLI
 ANTONIO CANOVA, MICHAEL J. BYRD,
 STEPHANIE JENSEN, NEIL DEMPSEY,
 SANJAY VASWANI, L. WILLIAM
 KRAUSE, ROBERT R. WALKER, GLENN
 C. JONES, MICHAEL J. ROSE, SETH D.
 NEIMAN, NICHOLAS G. MOORE,
 CHRISTOPHER B. PAISLEY, WILLIAM K.
 O'BRIEN, LARRY SONSINI, MARK
 LESLIE, TYLER WALL, RENATO A.
 DIPENTIMA, JOHN W. GERDELMAN,
 ROBERT D. BOSSI, KPMG, LLP, WILSON
 SONSINI GOODRICH & ROSATI, P.C.
 AND DOES 1-25, inclusive,

Defendants,

and

BROCADE COMMUNICATIONS
 SYSTEMS, INC., a Delaware corporation,

Nominal Defendant.

Case No. C 08-2029 CRB

**REQUEST FOR ORDER PERMITTING
 WITHDRAWAL OF COUNSEL AND
 SUBSTITUTION OF NEW COUNSEL FOR
 DEFENDANT BROCADE
 COMMUNICATIONS SYSTEMS, INC.**

Pursuant to Civil Local Rule 11-5, nominal defendant Brocade Communications Systems, Inc. ("Brocade") hereby requests an order permitting the company's counsel of record in this action, the law firm of Cooley Godward Kronish LLP, to withdraw as counsel and substituting the law firm of Dewey & LeBoeuf LLP, counsel to Brocade reporting to the Special Litigation Committee of the Board of Directors, as counsel of record for Brocade.

Brocade consents to, and hereby requests the Court's approval of, the withdrawal of Cooley Godward Kronish LLP and the substitution of Dewey & LeBoeuf LLP as Brocade's counsel of record in this action.

Dated: 8/01/08, 2008

COOLEY GODWARD KRONISH LLP



Grant P. Fondo

Attorneys For Nominal Defendant,
BROCADE COMMUNICATIONS
SYSTEMS, INC.

Dated: _____, 2008

DEWEY & LEBOEUF LLP

Barbara A. Caulfield

Dated: _____, 2008

BROCADE COMMUNICATIONS
SYSTEMS, INC.

Tom MacMitchell

Assistant Secretary and Director of Legal
Affairs, Brocade Communications Systems,
Inc.

Pursuant to Civil Local Rule 11-5, nominal defendant Brocade Communications Systems, Inc. ("Brocade") hereby requests an order permitting the company's counsel of record in this action, the law firm of Cooley Godward Kronish LLP, to withdraw as counsel and substituting the law firm of Dewey & LeBoeuf LLP, counsel to Brocade reporting to the Special Litigation Committee of the Board of Directors, as counsel of record for Brocade.

Brocade consents to, and hereby requests the Court's approval of, the withdrawal of Cooley Godward Kronish LLP and the substitution of Dewey & LeBoeuf LLP as Brocade's counsel of record in this action.

Dated: August 1, 2008

COOLEY GODWARD KRONISH LLP

Grant P. Fondo

Attorneys For Nominal Defendant,
BROCADE COMMUNICATIONS
SYSTEMS, INC.

Dated: August 11, 2008

DEWEY & LEBOEUF LLP

Barbara A. Caulfield

Dated: _____, 2008

BROCADE COMMUNICATIONS
SYSTEMS, INC.

Tom MacMitchell

Assistant Secretary and Director of Legal
Affairs, Brocade Communications Systems,
Inc.

1 Pursuant to Civil Local Rule 11-5, nominal defendant Brocade Communications Systems,
 2 Inc. ("Brocade") hereby requests an order permitting the company's counsel of record in this
 3 action, the law firm of Cooley Godward Kronish LLP, to withdraw as counsel and substituting the
 4 law firm of Dewey & LeBoeuf LLP, counsel to Brocade reporting to the Special Litigation
 5 Committee of the Board of Directors, as counsel of record for Brocade.

6 Brocade consents to, and hereby requests the Court's approval of, the withdrawal of
 7 Cooley Godward Kronish LLP and the substitution of Dewey & LeBoeuf LLP as Brocade's
 8 counsel of record in this action.

9 Dated: August 1, 2008

COOLEY GODWARD KRONISH LLP

Grant P. Fondo

13 Attorneys For Nominal Defendant,
 14 BROCADE COMMUNICATIONS
 SYSTEMS, INC.

15 Dated: _____, 2008

DEWEY & LEBOEUF LLP

17 Barbara A. Caulfield

19 Dated: AUGUST 1, 2008

20 BROCADE COMMUNICATIONS
 SYSTEMS, INC.

22 Tom MacMitchell

23 Assistant Secretary and Director of Legal
 24 Affairs, Brocade Communications Systems,
 Inc.

1 **IT IS HEREBY ORDERED** that Cooley Godward Kronish LLP is relieved as counsel of record
2 and Dewey & LeBoeuf LLP is substituted as counsel of record for nominal defendant Brocade
3 Communications Systems, Inc.

4 SO ORDERED this ____ day of _____, 2008.

The Honorable Charles R. Breyer

United States District Judge

FILER'S ATTESTATION

Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests that the signatories have concurred in the filing of this REQUEST FOR ORDER PERMITTING WITHDRAWAL OF COUNSEL AND SUBSTITUTION OF NEW COUNSEL FOR DEFENDANT BROCADE COMMUNICATIONS SYSTEMS, INC.

DATED: August 1, 2008

COOLEY GODWARD KRONISH LLP

By:

Grant P. Fondo

777375 v1/PA